

**CIVIL JURY TRIAL
MINUTE SHEET**DATE: 12/2

United States District Court	Eastern District of Virginia - Richmond Division
CASE TITLE CLYDE L. BENNETT v. R&L CARRIERS SHARED SERVICES, LLC, ET AL.	CASE NO: 3:08CV498 JUDGE: PAYNE COURT REPORTER: G. HALASZ, OCR

MATTER COMES ON FOR: JURY TRIAL (✓) MOTIONS BEFORE TRIAL: _____

TRIAL PROCEEDINGS:

JURY: APPEARED, SWORN, EXAMINED ON VOIR DIRE () EMPANELED, SWORN TO TRY ISSUE ()

WITNESSES EXCLUDED ON MOTION OF: PLAINTIFF(S) () DEFENDANT(S) () COURT ()

OPENING STATEMENTS MADE () OPENING WAIVED ()

PLAINTIFF(S) ADDUCED EVIDENCE () RESTED () MOTION () _____

DEFENDANT(S) ADDUCED EVIDENCE () RESTED () MOTION () _____

REBUTTAL EVIDENCE ADDUCED () SUR-REBUTTAL EVIDENCE ADDUCED ()

EVIDENCE CONCLUDED () ARGUMENTS OF COUNSEL HEARD (✓)

JURY CHARGED BY THE COURT (✓) ALTERNATE JUROR(S) DISCHARGED ()

OBJECTIONS AND/OR EXCEPTIONS TO THE JURY CHARGE NOTED BY * JURY OUT: 1:14 pm
DEFENDANT () GOVERNMENT () NONE NOTED (✓) ** JURY IN: 2:12 pm

INQUIRIES OF THE JURY RECEIVED; ANSWERED () ADDITIONAL CHARGE ()

JURY RETURNED VERDICT IN FAVOR OF PLAINTIFF(S) (✓) ^{*see attachments} MONETARY AWARD \$ 3,264,920

JURY RETURNED VERDICT IN FAVOR OF DEFENDANT(S) () _____

JURY UNABLE TO AGREE () MISTRIAL DECLARED () JURY DISCHARGED (✓)

CLERK TO ENTER JUDGMENT ON VERDICT (✓) TRIAL EXHIBITS RETURNED TO COUNSEL ()

CASE CONTINUED UNTIL _____ AT _____ .M. FOR _____

MOTION(S) AFTER VERDICT: Motion by dft to set aside verdict; briefs to be filed; schedule for briefing will be set by conference call

Counsel for the Plaintiff(s):

John B. Donohue, Jr., James B. Thorsen

Counsel for the Defendant(s):

William D. Bayliss, Ellis B. Murov, Brendan D. O'TooleSET: 9:30 BEGAN: 9:30am VOIR DIRE: — ENDED: 6:35pm TIME IN COURT: 5 hr 43 min
RECESSES: 10:26am - 10:47am; 12:05 - 12:24pm; 1:17 - 2:12pm; 3:40 - 3:55pm; 4:31 - 4:48pm; 5:04 - 6:13pm

***Damages Stage**

Opening Statements made (by plaintiff only)

Plaintiff adduced evidence

Arguments of counsel heard

Jury Charged by Court

Jury Out: 4:31 p.m.

Inquiries of jury received; answered

Jury In: 6:13 p.m.

Verdict on damages:

Compensatory damages: \$1,716,920

Punitive damages: R&L Carriers: \$1,500,000

Franklin Finley: \$3,000

Jay Bullard: \$15,000

David McGinnis: \$30,000

If compensatory damages
are awarded, who pays?

Pursuant to the E-Government Act,
the original of this page has been filed
under seal in the Clerk's Office

12/2/09

not
seal
filed

CF Ex. 1

What is the HCP deduction
on Mr Bennett's pay
stub and what is
sup life l on pay stub?

Did the company provide
Any health insurance to Mr
Bennett?

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Ct. Ex 2

It is not your concern who
it is that pays the ~~the~~ damages
that you decide to award.

Thus, you must determine
the award under the ~~the~~ instructions
I have given you.

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Ct. Ex. 3

The meaning of HCP and
Sup Life 1 was not the subject
of testimony and those meanings
cannot now be provided.

You will have to recall
Mr. Bennett's testimony about
health insurance to answer
the question on that topic.

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CF. Ex. 4